

BEFORE THE POSTAL REGULATORY COMMISSION  
WASHINGTON, D.C.

**RANDALL EHRLICH,**

Complainant.

Docket No.: C2020-1

**COMPLAINANT'S MOTION TO  
EXPAND ISSUES**

Complainant **RANDALL EHRLICH**, through attorney **ADAM P. KARP** of **ANIMAL LAW OFFICES**, attorney for **RANDALL EHRLICH**, moves the Commission to expand issues of consideration. On March 17, 2020, the Commission issued Order No. 5455, denying USPS's motion to dismiss and setting forth five outstanding issues of fact to resolve whether a violation of 39 USC 403(c) occurred. Before the Presiding Officer, Mr. Ehrlich urged expansion of those issues. She advised that any such request must be made upon the Commission.

Consequently, as the location of the mailbox to which mailpieces are collected and delivered, and due process considerations relative to a dog hold under the Seattle District Animal/Insect Policy ("Policy") present but two features of the undue and unreasonable discrimination facing Mr. Ehrlich since 2015, Mr. Ehrlich respectfully requests that the Commission expand the issues to include:

6. Whether the Policy, in blanketly stating that carriers shall not deliver mail to homes where dogs are kept only behind a screen or storm door, without consideration for the dog's age, sex, size, breed composition, sterilization status, degree of training, assistance animal legal status (protection under state or federal law, such as Americans with Disabilities Act, Fair Housing Act, or Washington Law Against Discrimination), animal control complaint history, adverse

**MOTION TO EXPAND ISSUES - 1**

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1 designation legal status, ambulatory capability or degree of incapacitation, weight,  
2 and other factors, illegally discriminates against postal customers without air  
3 conditioning or those who simply wish to enjoy a natural breeze inside their  
dwelling instead of artificially cooled air, rendering its continued enforcement  
violative of 39 USC 403(c).

4 7. Whether the presence or supervision by the customer of the dog while  
5 behind the screen or storm door negates the foregoing Policy proscription,  
rendering its continued enforcement violative of 39 USC 403(c).

6 8. Whether a gate or secondary barrier behind the screen or storm door  
7 negates the foregoing Policy proscription, rendering its continued enforcement  
violative of 39 USC 403(c).

8 9. Whether Mr. Ehrlich's carrier, Tonya Voisine, with or without USPS  
9 condonation, has engaged in retaliatory, harassing, and destructive behavior, which  
10 constitutes unreasonable or undue discrimination against Mr. Ehrlich in the course  
of delivering and retrieving his mailpieces in violation of 39 USC 403(c).

11 Mr. Ehrlich's *Third Declaration* is offered, in conjunction with his first two declarations, as further  
12 evidence for the Commission's review.

13 The justification for the expansion of issues arises from *Complaint*, VI(B)-(C), seeking that  
14 the Commission order and direct "That all discriminatory acts and omissions against Ehrlich cease  
15 immediately" and "For such other and further relief as the Commission may deem just and proper."  
16 To ensure that Mr. Ehrlich receives his mail at the porch only addresses one dimension of the  
17 dispute, and ineffectively so, for it leaves open the ability of a key incriminating variable – Ms.  
18 Voisine – to continue tampering with his mail and causing emotional and economic harm to Mr.  
19 Ehrlich so long as she retains any control.

20  
21 The Policy, so long as it stands, also will serve as an unreasonable and discriminatory  
22 barrier to reliable mail delivery, and may only result in Mr. Ehrlich filing yet a new complaint  
23 before the Commission. Addressing all issues at once serves judicial economy and adjudication as  
24 to the Policy that was improvidently wielded against him will benefit all other customers in the  
25 Seattle District and serve as a guiding pronouncement for all other districts in the country.

**MOTION TO EXPAND ISSUES - 2**

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Respectfully submitted this May 12, 2020.

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*/s/ Adam P. Karp*

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**MOTION TO EXPAND ISSUES - 3**

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